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* The Neurolaw Trial Group

May 17, 2016

Via ECF

Honorable William H. Pauley III
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St.
New York, NY 10007-1312

**Re: *In re KIND LLC "Healthy and All Natural" Litigation,*
Nos. 15-MD-2645 (WHP) 15-MC-2645 (WHP)**

Dear Judge Pauley,

We represent Plaintiffs in the above-referenced action. In light of Defendant's supplemental filing dated May 10, 2016 and the change of position of the FDA, the parties agree to stipulate to the dismissal of the "healthy" claims without prejudice and as such the Court need not concern itself with those claims at the hearing on the motion to dismiss scheduled for Monday May 23, 2016.

Respectfully Submitted,

**FINKELSTEIN, BLANKINSHIP,
FREI-PEARSON & GARBER, LLP**



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